

Please type a plus sign (+) inside this box → ☒

PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  (Only for new nonprovisional applications under 37 CFR 1.53(b))	Attorney Docket No.	BSCO-20-US#3
	First Inventor	Jay W. Larson
	Title	STRUCTURAL SHAPE FOR USE IN FRAME CONSTRUCTION
	Express Mail Label No.	ET698206475US

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Assistant Commissioner for Patents Box Patent Application Washington, DC 20231
---	---

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages **16**]  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure

4. ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets ☐

5. Oath or Declaration [Total Pages **2**]

- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).

6. ☒ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

#### ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of  
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure ☒ Copies of IDS  
Statement (IDS)/PTO-1449 Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17. ☒ Other: Request Under 37 CFR 1.53(B)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment,  
or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No. 09, 264,991

Prior application information:

Examiner Winnie S. Yip

Group Art Unit: 3637

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under  
Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.  
The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

#### 19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label **25560** or ☒ Correspondence address below  
(Insert Customer No. or Attach bar code label here)

Name	Harold I. Masteller, Jr.				
Address	P. O. Box 302 3325 Greenwood Drive				
City	Springtown	State	PA	Zip Code	18081
Country	US	Telephone	610-346-7657	Fax	610-346-9656

Name (Print/Type)	Harold I. Masteller, Jr.	Registration No. (Attorney/Agent)	34,665
Signature	<i>Harold I. Masteller, Jr.</i>	Date	August 18, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on  
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC  
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application,  
Washington, DC 20231.

22151 U.S. PTO  
10/643311  
08/18/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Jay W. Larson.**

Group No.:

Serial No.:

Examiner:

Filed:

For: **STRUCTURAL SHAPE FOR USE IN FRAME CONSTRUCTION**

Box PATENT APPLICATION

Assistant Commissioner for Patents

PO BOX 1450

Alexandria, VA 22313-1450

**EXPRESS MAIL CERTIFICATE**

Express Mail Label No.: **ET698206475US**

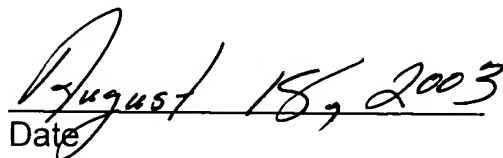
Date of Deposit:

I hereby certify that the following attached paper(s) or fee(s)

1. Continuation Patent Application Under 37 CFR 1.53(b) including:
  - a) Complete Copy of US 09/264,991 filed January 4, 1999 including 4-sheets of formal patent drawings copied from US 09/264,991.
  - b) Request for Continuation Application
  - c) Preliminary Amendment
  - d) Copy of Petition Granted dated September 8, 1999.
2. New application transmittal
3. Application Data Sheet
4. Fee Transmittal
5. Declaration (2-sheets)
6. 2-Power of Attorney
7. Assignment
8. IDS Form 1449 and copied of listed documents.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

  
Harold I. Masteller, Jr.

  
Date

**CONTINUATION APPLICATION  
REQUEST  
37 CFR § 1.53(b)**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b), of the above-identified co-pending prior nonprovisional patent application number 09/264,991, filed on January 4, 1999 (corrected date), a continuation application claiming priority from prior nonprovisional patent application number 08/950,343, filed in the USPTO on October 14, 1997 and issued as United States patent number 5,865,008, February 2, 1999.

1. Enclosed herewith, for consideration by the Assistant Commissioner for Patents, is a copy of the September 8, 1999 decision by the Office of Petitions to grant Applicant's request to process the above-mentioned application no. US 09/264,991 as a continuation application under 37 CFR § 1.53(b) with a filing date of January 4, 1999.
2. Enclosed is a complete copy of the prior co-pending patent application as filed in the USPTO on January 4, 1999 and an affidavit or declaration verifying it is a true copy
3. New Power of Attorney is enclosed.
4. New Declaration by the Inventor is enclosed.
5. New Assignment and Recordation Cover Sheet is enclosed.
6. Copy of a September 8, 1999 decision by the Office of Petitions to grant Applicant's request to process US 09/264,991 as a continuation application under 37 CFR § 1.53(b) with a filing date of January 4, 1999.
7. New formal drawings, Figures 1-13, copied from US 09/264,991.
8. Fee Transmittal and Authorization to charge fees to Deposit Account 02-2225.
9. A Preliminary Amendment for consideration by the Assistant Commissioner of Patents is enclosed. The specification is amended by inserting before the first line the sentence: - this is a continuation of application Serial No. 09/264,991 filed January 4, 1999, a continuation of application Serial No. 08/950,343 file October 14, 1997 now United States Patent No. 5,865,008. The claims are amended to better recite what Applicant believes is the invention.

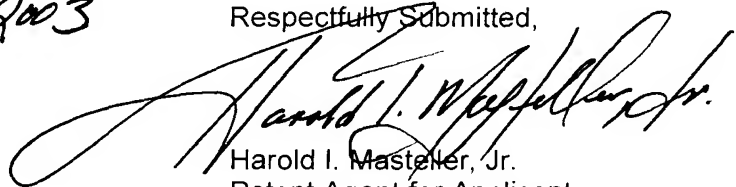
I hereby verify that the attached papers are a true copy of the prior co-pending application Serial No. 09/264,991 as originally filed in the United States Patent Office on January 4, 1999.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

*August 18, 2003*

Respectfully Submitted,



P.O. Box 302  
Springtown, PA 18081  
Telephone: (610) 346-7657  
Facsimile: (610) 346-9656  
e-mail: [himjr@fastnet.com](mailto:himjr@fastnet.com)

Harold I. Masteller, Jr.  
Patent Agent for Applicant  
Registration No. 34,665